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ORIGINAL

BRIAN C. McNEIL  
EXECUTIVE SECRETARY

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FISHER  
COMMISSIONER

ARIZONA CORPORATION COMMISSION

2001 JUN 15 P 2:47

June 15, 2001

AZ CORP COMMISSION  
DOCUMENT CONTROL

Michael T. Hallam  
Lewis & Roca, LLP  
40 N. Central Avenue  
Phoenix, Arizona 85004

Re: ICR Water Users Association- Application for and Extension of its Certificate of Convenience and Necessity (CC&N) Docket W-02824A-01-0450

Dear Mr. Hallam,

In reference to your application for an extension to your certificate of convenience and necessity docketed May 31, 2001, this letter is to inform you that your application has met the sufficiency requirements as outlined in Arizona Administrative Code R14-2-402C and R14-2-602A.2.

Per Arizona Administrative Code R14-2-411C.6 and R14-2-610C.6, upon meeting sufficiency requirements, the Commission has 150 calendar days for its substantive review. This includes conducting a hearing and preparing a proposed Opinion and Order to present to the Commission at an Open Meeting.

Should you have any questions or concerns on this matter, please contact me at (602) 542-0839.

Arizona Corporation Commission

DOCKETED

JUN 15 2001

DOCKETED BY	<i>sf</i>
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Sincerely,

Jim Fisher  
Executive Consultant  
Utilities Division

Cc: Docket Control  
Hearing Division



0000041584

INTERVENTION

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1 FENNEMORE CRAIG  
Jay L. Shapiro (Bar No. 014650)  
2 Karen E. Errant (Bar No. 016173)  
3003 North Central Ave.  
3 Suite 2600  
Phoenix, AZ 85012  
4 (602) 916-5000

Arizona Corporation Commission

DOCKETED

JUN 07 2001

2001 JUN -7 P 3:39

AZ CORP COMMISSION  
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*me*

5 Attorneys for Harvard Simon I, L.L.C.

6  
7 BEFORE THE ARIZONA CORPORATION COMMISSION

8 IN THE MATTER OF THE  
9 APPLICATION OF ICR WATER  
10 USERS ASSOCIATION FOR AN  
11 EXTENSION OF ITS EXISTING  
12 CERTIFICATE OF  
CONVENIENCE AND  
NECESSITY

Docket No. W-02824A-01-0450

Motion to Intervene

13 Harvard Simon I, L.L.C. ("Harvard"), by and through its undersigned counsel, hereby  
14 moves the Commission pursuant to A.A.C. R14-3-105 for leave to intervene in the above  
15 captioned proceeding.

16 Harvard, a long-time developer in Arizona and particularly Yavapai County, is the  
17 developer of the property covered by the ICR Water Users Association Inc.'s ("ICR") application  
18 to extend its existing Certificate of Convenience and Necessity ("CC&N"). Harvard has  
19 requested that ICR extend water utility service to Harvard's development and has entered into a  
20 main extension agreement with ICR for such purposes. As the entity requesting water utility  
21 service, Harvard will be directly and substantially affected by the decision of the Commission in  
22 these proceedings.

23 The granting of intervener status to Harvard will not delay the proceedings or cause the  
24 issues to be unduly broadened. In fact, Harvard seeks to intervene, in large part, to ensure a  
25 prompt resolution of this matter. Due to exigent circumstances, it is critical that ICR's CC&N be  
26 extended without delay. Harvard's development is on hold pending, at a minimum, the

1 Commission's Staff report. The Arizona Department of Water Resources ("ADWR") will not  
2 issue a water adequacy report, which is a prerequisite to continuing with the development, until a  
3 Staff report is issued recommending approval of ICR's application. ADWR acknowledges that  
4 Harvard's hydrology study is correct and that adequate physical availability has been proven, yet,  
5 final approval will not be granted pending action by the Commission.

6 Harvard believes that a prompt Staff report and subsequent resolution of this matter is  
7 possible given the uncontested nature of the proceeding and the need for service. ICR is the only  
8 water service provider in the vicinity of Harvard's development. Therefore, there are no  
9 competing service providers to contest ICR's application. Furthermore, portions of Harvard's  
10 Planned Area Development, but not the first phase, are already within ICR's existing CC&N.  
11 Harvard and ICR have executed into a Main Extension Agreement, dated March 5, 2001, which  
12 is attached to ICR's application for approval to extend its CC&N. The parties have also entered  
13 into a Water Purchase Agreement whereby Harvard will be providing water to ICR at costs lower  
14 than the utility's current cost of water. Additionally, Harvard's final plat is approved and ready  
15 to record with Yavapai County.

16 Copies of all notices, exhibits, pleadings and orders in this subject proceeding should be

17 sent to: Jay L. Shapiro, Esq.  
18 Fennemore Craig, P.C.  
19 3003 North Central Avenue  
Suite 2600  
Phoenix, Arizona 85012-2913

20 WHEREFORE, in view of the foregoing, Harvard respectfully requests that the  
21 Commission grant Harvard's request for leave to intervene in the instant proceeding, and that  
22 Harvard be accorded the full status of an intervener under the Commission's Rules and  
23 Regulations.

24

25

26

1 DATED this 7<sup>th</sup> day of June, 2001.

2 FENNEMORE CRAIG, P.C.

3  
4 By 

5 Jay L. Shapiro  
6 Karen Errant  
7 Suite 2600  
8 3003 North Central Avenue  
9 Phoenix, Arizona 85012  
10 Attorneys for Harvard Investments

11 ORIGINAL AND TEN COPIES  
12 of the foregoing hand-delivered  
13 this 7<sup>th</sup> day of June, 2001, to:

14 Arizona Corporation Commission  
15 Docket Control  
16 1200 West Washington Street  
17 Phoenix, Arizona 85007

18 COPIES OF THE FOREGOING  
19 hand-delivered this 7<sup>th</sup> day  
20 of June, 2001, to:

21 William A. Mundell, Chairman  
22 ARIZONA CORPORATION COMMISSION  
23 1200 West Washington  
24 Phoenix, Arizona 85007

25 Jim Irvin, Commissioner  
26 ARIZONA CORPORATION COMMISSION  
1200 West Washington  
Phoenix, Arizona 85007

Marc Spitzer  
ARIZONA CORPORATION COMMISSION  
1200 West Washington  
Phoenix, Arizona 85007

Hearing Division  
ARIZONA CORPORATION COMMISSION  
1200 West Washington Street  
Phoenix, Arizona 85007

1 Jim Fisher  
Utilities Division  
2 Arizona Corporation Commission  
1200 West Washington Street  
3 Phoenix, Arizona 85007

4 Deborah R. Scott  
Director, Utilities Division  
5 Arizona Corporation Commission  
1200 West Washington Street  
6 Phoenix, Arizona 85007

7 Christopher Kempley  
Chief Counsel  
8 Legal Division  
Arizona Corporation Commission  
9 1200 West Washington Street  
Phoenix, Arizona 85007

10 COPIES OF THE FOREGOING  
11 mailed this 24 day  
of June, 2001, to:

12 Thomas H. Campbell  
13 Michael T. Hallam  
Lewis & Roca L.L.P.  
14 40 N. Central Avenue  
Phoenix, Arizona 85007

15  
16 By: Mary House  
17 1191297.1/47094.005

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26

**LEWIS  
AND  
ROCA**  
— LLP —  
L A W Y E R S

Phoenix Office  
40 North Central Avenue  
Phoenix, Arizona 85004-4429  
Facsimile (602) 262-5747  
Telephone (602) 262-5311

Michael T. Hallam  
Direct Dial: (602) 262-5340  
Direct Fax: (602) 734-3886  
Internet: mhallam@lrlaw.com

ORIGINAL

Tucson Office  
One South Church Avenue  
Suite 700  
Tucson, Arizona 85701-1611  
Facsimile (520) 622-3088  
Telephone (520) 622-2000

Las Vegas Office  
3993 Howard Hughes Parkway  
Suite 600  
Las Vegas, Nevada 89109  
Facsimile (702) 949-8398  
Telephone (702) 949-8200



Our File Number 40947-00001

August 31, 2001

Arizona Corporation Commission  
**DOCKETED**

Via Hand-Delivery

AUG 31 2001

Docket Control  
Arizona Corporation Commission  
1200 West Washington  
Phoenix, AZ 85007

DOCKETED BY	<i>ma</i>
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AZ CORP COMMISSION  
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2001 AUG 31 P 4: 23

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Re: Second Amendment to Application  
ICR Water Users Association, Inc.  
Docket No. W-02824A-01-0450

Docket Control:

On July 26, 2001, ICR Water Users Association, Inc. ("ICR") filed its First Amendment to Application revising its projected operating expenses. Recently, ICR discovered an error in those calculations. Attached as Exhibit 1 are revised Projected Statement of Income and revised Projection of Cash Flow for the first five years. Based on these projections, the projected operating expenses for the first five years should be as follows:

Year One	\$73,772
Year Two	\$127,991
Year Three	\$195,983
Year Four	\$264,777
Year Five	\$333,913

ICR respectfully requests that the Commission amend ICR's pending Application to include these revised estimates.

Very truly yours,

Michael T. Hallam

MTH/jw

cc: Swayze McCraine  
Karen Errant  
Teena Wolfe (via hand-delivery)  
Jim Fisher (via hand-delivery)  
Marc Stern (via hand-delivery)  
Tom Campbell

**ICR Water Users Association**  
Projected Statements of Income  
For the Year Ended:

(Includes Revision for Purchased Water, and 15% Payback on Advances)

Exhibit  
Schedule 2  
Page 1  
Witness: Kozoman

Line No.	Year Ended 2000	Expense per Customer or per M. Gallon From 2000	Year 1	Year 2	Year 3	Year 4	Year 5
1	<b>Total estimated Revenues</b>						
2	<b>Variable Expenses</b>						
3	Purchased Water / Per M Gallon (1)	1,772	0.15	1,858	3,355	5,590	7,978
4	Pumping Power / Per M Gallons	6,983	1.132	14,026	24,470	39,391	54,312
5	Repairs & Maint. / Per Customer	3,786	56.51	5,199	10,143	17,207	24,270
6	Insurance / Per Customer	845	12.61	1,160	2,264	3,840	5,417
7							
8							
9	Water Testing / Per Customer (a)	398	5.00	585	1,210	1,835	2,460
10							
11							
12	<b>Total Variable Expense</b>	<b>13,784</b>		<b>22,828</b>	<b>41,443</b>	<b>67,864</b>	<b>94,437</b>
13	<b>Other Expenses</b>						
14	Depreciation from Schedule 1a	26,641		39,934	65,201	91,742	118,283
15	Outside Services / Per Customer	6,181	92.25	8,487	16,560	28,091	39,623
16							
17							
18	Office Supplies / Per Customer	813	12.13	1,116	2,178	3,695	5,212
19							
20							
21	Taxes other than Income	59		59	59	59	59
22	Miscellaneous Exp. / Per Customer	60	0.8955	82	161	273	385
23	Property Taxes Per Sch. 2b	6,096		1,214	2,341	4,210	6,729
24	Income Tax	50		50	50	50	50
25	<b>Total Other Expense</b>	<b>39,900</b>		<b>50,944</b>	<b>86,549</b>	<b>128,119</b>	<b>170,340</b>
26							
27							
28	<b>Total Operating Expenses</b>	<b>53,684</b>		<b>73,772</b>	<b>127,991</b>	<b>195,983</b>	<b>264,777</b>
29							
30	<b>Operating income (loss)</b>	<b>(23,380)</b>		<b>(30,303)</b>	<b>(34,494)</b>	<b>(39,785)</b>	<b>(45,878)</b>
31	Interest Income (Expense)	(1,409)		210	954	2,137	3,507
32	<b>Net Income</b>	<b>(24,789)</b>		<b>(30,093)</b>	<b>(33,540)</b>	<b>(37,647)</b>	<b>(42,371)</b>
33	(1) Purchased Water at \$0.15/1,000 gallons, with estimated inflation factor of 3.50% per year thereafter.						
34	(a) Per WUAA New Estimate for ADEQ Testing						



**ICR Water Users Association**  
**Projection of Cash Flow**  
**The Five Years Ended**  
(Includes Revision for Purchased Water, and 15% Payback on Advances)

Exhibit  
Schedule 3  
Page 1

Line No.		Year 1	Year 2	Year 3	Year 4	Year 5
1	<b>Cash from Operations</b>					
2	Beginning Cash Balance	975	11,011	43,485	78,654	121,740
3						
4	Income from Operations	(30,303)	(34,494)	(39,785)	(45,878)	(52,314)
5	Add Depreciation expense	39,934	65,201	91,742	118,283	144,824
6						
7	Total cash From Operations	10,606	41,718	95,442	151,059	214,251
8						
9	<b>Cash from Financing</b>					
10	Security Deposits	\$ 4,460	\$ 11,150	\$ 11,150	\$ 11,150	\$ 11,150
11	Long-Term Debt					
12	Advances in Aid of Construction	947,159	1,030,398	1,030,398	1,030,398	1,030,398
13	Contribution in Aid of Construction					
14	Customer Meter Deposits	12,500	31,250	31,250	31,250	31,250
15						
16	Total cash from Financing	964,119	1,072,799	1,072,799	1,072,799	1,072,799
17						
18	<b>Total Cash Sources</b>	974,726	1,114,517	1,168,240	1,223,857	1,287,049
19						
20	<b>Uses of Cash:</b>					
21	Long-term debt Repayment					
22	Advances in Aid, Repayments at 15%					
23	Meter Deposit Refunds	1,605	2,069	8,933	18,338	27,743
24	Security Deposit Repayments	2,450	4,460	7,855	10,980	14,105
25	Capital Improvements - Plant	959,659	1,061,648	1,061,648	1,061,648	1,061,648
26	<b>Total Cash Uses</b>	963,714	1,071,032	1,089,587	1,102,117	1,114,647
27						
28	<b>Ending Cash Balance</b>	11,011	43,485	78,654	121,740	172,402
29						
30	<b>Ending Cash Balance</b>	11,011	43,485	78,654	121,740	172,402
31	Interest Income: Assuming Earning Equal to Interest Income on Average Cash Balance of:	5,993	27,248	61,069	100,197	147,071
32	Average Cash Balance	210	954	2,137	3,507	5,147
33	Estimated Interest Earned					
34						



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BEFORE THE ARIZONA CORPORATION COMMISSION

2001 JUL 13 P 3:45  
AZ CORP COMMISSION  
DOCUMENT CONTROL

Arizona Corporation Commission

DOCKETED

JUL - 6 2001

WILLIAM A. MUNDELL  
Chairman

JIM IRVIN  
Commissioner

MARC SPITZER  
Commissioner

DOCKETED BY

IN THE MATTER OF THE APPLICATION  
OF ICR WATER USERS ASSOCIATION,  
INC. FOR AN EXTENSION FOR ITS  
CERTIFICATE OF CONVENIENCE AND  
NECESSITY

Docket No: W-02824A-01-0450

NOTICE OF FILING  
AFFIDAVIT OF  
PUBLICATION AND  
PROVIDING PUBLIC NOTICE

Applicant, ICR Water Users Association, Inc. ("ICR"), by and through its undersigned attorneys, hereby files the attached Affidavit of Publication and Public Notice published on June 13, 2001 in the *Verde Independent*. Furthermore, ICR gives notice that, where practicable, it has mailed notice of the filing of its application to its current customers and landowners in the expansion area.

Respectfully submitted this 6<sup>th</sup> day of July, 2001.

LEWIS AND ROCA LLP

Thomas H. Campbell  
Michael T. Hallam  
40 N. Central Avenue  
Phoenix, Arizona 85004  
Attorneys ICR Water Users Association, Inc.

1  
2 Original and ten (10) copies of  
3 the foregoing hand-delivered  
4 this 6<sup>th</sup> day of July, 2001, to:

5 ARIZONA CORPORATION COMMISSION  
6 Docket Control  
7 1200 W. Washington Street  
8 Phoenix, Arizona 85007

9  
10 Copy of the foregoing hand-delivered  
11 this 6<sup>th</sup> day of July, 2001, to:

12 Marc E. Stern, Administrative Law Judge  
13 Hearing Division  
14 ARIZONA CORPORATION COMMISSION  
15 1200 W. Washington Street  
16 Phoenix, Arizona 85007

17 Christopher Kempley, Chief Counsel  
18 Legal Division  
19 ARIZONA CORPORATION COMMISSION  
20 1200 W. Washington Street  
21 Phoenix, Arizona 85007

22 Jim Fisher  
23 Utilities Division  
24 ARIZONA CORPORATION COMMISSION  
25 1200 W. Washington Street  
26 Phoenix, Arizona 85007

Deborah Scott, Director  
Utilities Division  
ARIZONA CORPORATION COMMISSION  
1200 W. Washington Street  
Phoenix, Arizona 85007

1  
2 Copy of the foregoing mailed this  
3 6<sup>th</sup> day of July, 2001, to:

4 Jay Shapiro  
5 Karen Errant  
6 FENNEMORE CRAIG  
7 3003 N. Central Avenue  
8 Suite 2600  
9 Phoenix, Arizona 85012-2913  
10 *Attorneys for Harvard Simon I, L.L.C.*  
11  
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**PUBLIC NOTICE OF AN APPLICATION FOR AN  
EXTENSION OF ITS CERTIFICATE OF CONVENIENCE AND  
NECESSITY  
BY ICR WATER USERS ASSOCIATION INC.**

ICR Water Users Association Inc. ("ICR") has filed with the Arizona Corporation Commission ("Commission") an application for an extension of its Certificate of Convenience and Necessity to provide water utility service. If the application is granted, ICR would be the exclusive provider of water utility service to the proposed area. ICR will be required by the Commission to provide this service under the rates and charges and terms and conditions established by the Commission. The granting of the application would not necessarily prohibit an individual from providing service to themselves from individually owned facilities on their property. The application is available for inspection during regular business hours at the offices of the Commission in Phoenix at 1200 West Washington Street and at ICR Water Users Association Inc., 7755 Williamson Valley Road, Prescott, Arizona, 86305.

The Commission will hold a hearing on this matter. As a property owner, or customer, you may be entitled to intervene in the proceeding. If you do not want to intervene, you may appear at the hearing and make a statement on your own behalf. You may contact the Commission at the address and telephone number listed below for the date and time of the hearing and for more information on intervention. You may not receive any further notice of the proceeding unless requested by you.

If you have any questions or concerns about this application, have any objections to its approval, or wish to make a statement in support of it, you may contact the Consumer Services Section of the Commission at 1200 West Washington Street, Phoenix, Arizona 85007 or call 1-800-222-7000.

# PUBLISHER'S AFFIDAVIT

STATE OF ARIZONA, }  
County of Yavapai, } ss

Richard E. Larson

first having

been duly sworn, on his oath says:

That he is the Publisher of The Verde Independent, a Three Times  
Weekly Newspaper published at Cottonwood, Yavapai County, Arizona;

that the notice attached hereto, namely, .....

Public Notice

has, to the personal knowledge of affiant, been published and legally  
printed in said County of Yavapai in the newspaper aforesaid, according  
to law, from the 13th day of June, 2001, to the 13th day of  
June, 2001, both inclusive, without change, interrup-  
tion or omission, amounting in all to ....1..... insertions, made on the  
following dates:

June 13, 2001

*Richard E. Larson*

(Signature)

Subscribed and sworn to before me this 26 day of June, 2001,

in witness whereof I have hereunto set my hand and seal of office.



LAURE THOMSON  
Notary Public - State of Arizona  
YAVAPAI COUNTY  
My Comm. Expires Aug. 29, 2003

*Laure Thomson*

Notary Public

My Commission Expires Aug. 29, 2003

Public Notice Of An Application For An Extension Of Its Certificate Of Convenience And Necessity By ICR Water Users Association Inc. ICR Water Users Association Inc. ("ICR") has filed with the Arizona Corporation Commission ("Commission") an application for an extension of its Certificate of Convenience and Necessity to provide water utility service. If the application is granted, ICR would be the exclusive provider of water utility service to the proposed area. ICR will be required by the Commission to provide this service under the rates and charges and terms and conditions established by the Commission. The granting of the application would not necessarily prohibit an individual from providing service to themselves from individually owned facilities on their property. The application is available for inspection during regular business hours at the offices of the Commission in Phoenix at 1200 West Washington Street and at ICR Water Users Association Inc., 7755 Williamson Valley Road, Prescott, Arizona, 86305.

The Commission will hold a hearing on this matter. As a property owner, or customer, you may be entitled to intervene in the proceeding. If you do not want to intervene, you may appear at the hearing and make a statement on your own behalf. You may contact the Commission at the address and telephone number listed below for the date and time of the hearing and for more information on intervention. You may not receive any further notice of the proceeding unless requested by you.

If you have any questions or concerns about this application, have any objections to its approval, or wish to make a statement in support of it, you may contact the Consumer Services Section of the Commission at 1200 West Washington Street, Phoenix, Arizona 85007 or call 1-800-222-7000. ITVPublish: June 13, 2001.



0000041587

ORIGINAL

25H

## BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

RECEIVED

WILLIAM A. MUNDELL  
CHAIRMAN

DOCKETED

2001 JUN 26 P 2:55

JIM IRVIN  
COMMISSIONER

JUN 26 2001

MARC SPITZER  
COMMISSIONER

DOCKETED BY

sd

AZ CORP COMMISSION  
DOCUMENT CONTROLIN THE MATTER OF THE APPLICATION OF ICR  
WATER USERS ASSOCIATION, INC. TO  
EXTEND ITS CERTIFICATE OF CONVENIENCE  
AND NECESSITY

DOCKET NO. W-02824A-01-0450

PROCEDURAL ORDER**BY THE COMMISSION:**

On June 1, 2001, ICR Water Users Association, Inc. ("ICR" or "Applicant"), filed an application for an extension of its Certificate of Convenience and Necessity ("Certificate") with the Arizona Corporation Commission ("Commission") to provide public water utility service to various parts of Yavapai County, Arizona.

On June 7, 2001, Harvard Simon I, L.L.C. ("Harvard") filed a Motion to Intervene ("Motion"). No objections have been filed to Harvard's Motion. Accordingly, the Motion should be granted.

On June 15, 2001, the Commission's Utilities Division ("Staff") issued a notice of administrative completeness that the application had met the sufficiency requirements of A.A.C. R14-2-402(C).

In accordance with A.R.S. § 41-1074(C), the application herein is deemed administratively complete.

Pursuant to A.A.C. R14-3-101, the Commission now issues this Procedural Order to govern the preparation and conduct of this proceeding.

IT IS THEREFORE ORDERED that a hearing shall commence on September 6, 2001 at 9:30 a.m., or as soon thereafter as is practical, at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona 85007.

IT IS FURTHER ORDERED that Harvard Simon I, L.L.C. shall be granted intervenor status.

IT IS FURTHER ORDERED that the Staff Report and associated exhibits to be presented at

1 hearing on behalf of Staff shall be reduced to writing and filed on or before 4:00 p.m. on August 9,  
2 2001.

3 IT IS FURTHER ORDERED that any objections to the Staff Report and associated exhibits  
4 to be presented at hearing by Applicant shall be reduced to writing and filed on or before 4:00 p.m.  
5 on August 23, 2001.

6 IT IS FURTHER ORDERED that intervention shall be in accordance with A.A.C. R14-3-105,  
7 except that all motions to intervene must be filed on or before August 16, 2001.

8 IT IS FURTHER ORDERED that Applicant shall provide public notice of the hearing in this  
9 matter, in the following form and style:

10 **PUBLIC NOTICE OF THE HEARING FOR**  
11 **ICR WATER USERS ASSOCIATION, INC., FOR AN EXTENSION OF ITS**  
**CERTIFICATE OF CONVENIENCE AND NECESSITY**

12 On June 15, 2001, ICR Water Users Association, Inc. ("Applicant") filed an  
13 application for an extension of its CC&N to various parts of Yavapai County,  
Arizona.

14 The application is available for inspection during regular business hours at the offices  
15 of the Commission in Phoenix, at 1200 West Washington Street, Phoenix, Arizona  
and at the Applicant's office, [insert office address].

16 The Commission will hold a hearing on this matter commencing on September 6,  
17 2001, at 9:30 a.m. at the Commission's offices, 1200 West Washington Street,  
Phoenix, Arizona. Public comments will be taken on the first day of the hearing.

18 The law provides for an open public hearing at which, under appropriate  
19 circumstances, interested parties may intervene. Intervention shall be permitted to  
20 any person entitled by law to intervene and having a direct and substantial interest in  
the matter. Persons desiring to intervene must file a written motion to intervene with  
21 the Commission, which motion should be sent to Applicant or its counsel and to all  
parties of record, and which, at the minimum, shall contain the following:

- 22 1. The name, address, and telephone number of the proposed intervenor and of  
any party upon whom service of documents is to be made if different than the  
23 intervenor.
- 24 2. A short statement of the proposed intervenor's interest in the proceeding (e.g.,  
a customer of Applicant, a shareholder of Applicant, a competitor, etc.).
- 25 3. A statement certifying that a copy of the motion to intervene has been mailed  
26 to the Company or its counsel and to all parties of record in the case.

27 The granting of motions to intervene shall be governed by A.A.C. R14-3-105, except  
that all motions to intervene must be filed on or before August 16, 2001. The  
28 granting of intervention, among other things, entitles a party to present sworn  
evidence at hearing and to cross-examine other witnesses. However, failure to



intervene will not preclude any customer from appearing at the hearing and making a statement on such customer's own behalf.

If you have any questions or concerns about this application or have any objections to its approval, or wish to make a statement in support of it, you may write the Consumer Services Section of the Commission at 1200 West Washington Street, Phoenix, Arizona 85007 or call 1-800-222-7000 or appear at the hearing and make comment.

The Commission does not discriminate on the basis of disability in admission to its public meetings. Persons with a disability may request a reasonable accommodation such as a sign language interpreter, as well as request this document in an alternative format, by contacting Shelly Hood, ADA Coordinator, voice phone number 602/542-3931, E-mail [shood@cc.state.az.us](mailto:shood@cc.state.az.us). Requests should be made as early as possible to allow time to arrange the accommodation.

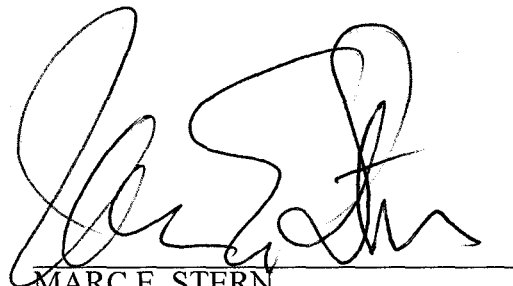
IT IS FURTHER ORDERED that Applicant shall cause the above notice to be published at least once in a newspaper of general circulation in its service territory, with publication to be completed no later than July 18, 2001.

IT IS FURTHER ORDERED that Applicant shall file certification of publication as soon as practicable after the publication has been completed.

IT IS FURTHER ORDERED that notice shall be deemed complete upon publication of same, notwithstanding the failure of an individual customer to read or receive the notice.

IT IS FURTHER ORDERED that the presiding Administrative Law Judge may rescind, alter, amend, or waive any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

DATED this 26<sup>TH</sup> day of June, 2001.



MARC E. STERN  
ADMINISTRATIVE LAW JUDGE

Copies of the foregoing mailed/delivered this 26<sup>TH</sup> day of June, 2001 to:

Thomas H. Campbell  
Michael Hallman  
LEWIS & ROCA  
40 North Central Avenue  
Phoenix, AZ 85004-4429  
Attorneys for ICR Water Users Association, Inc.

1 Swayze E. McCraine  
2 ICR Water Users Association, Inc.  
3 7765 Williamson Valley Road  
4 Prescott, AZ 86305

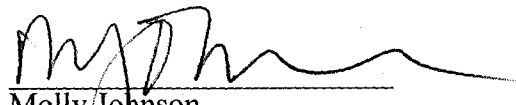
5 Jay Shapiro  
6 Karen E. Errant  
7 FENNEMORE CRAIG  
8 3003 North Central Avenue, Ste. 2600  
9 Phoenix, AZ 85012-2913  
10 Attorneys for Harvard Simon I, L.L.C.

11 Christopher Kempley, Chief Counsel  
12 Legal Division  
13 ARIZONA CORPORATION COMMISSION  
14 1200 West Washington Street  
15 Phoenix, Arizona 85007

16 Deborah Scott, Director  
17 Utilities Division  
18 ARIZONA CORPORATION COMMISSION  
19 1200 West Washington Street  
20 Phoenix, Arizona 85007

21 ARIZONA REPORTING SERVICE, INC.  
22 2627 N. Third Street, Suite Three  
23 Phoenix, Arizona 85004-1104

24 By:

25   
26 Molly Johnson  
27 Secretary to Marc Stern  
28



0000041591

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Jay Shapiro / Karen E. Errant  
Fennimore Craig  
3003 N. Central Ave., Suite 2600  
Phoenix, Arizona 85012-2913

2. Article Number (Copy from service label)

7099 34000215 248 99818

PS Form 3811, July 1999

Domestic Return Receipt

102595-00-44-0852

## COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly)	B. Date of Delivery
Joe Honda	1002
C. Signature	Joe Honda
X	
D. Is delivery address different from item 1?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
If YES, enter delivery address below:	

1008824A010450

3. Service Type

- ☒ Certified Mail ☐ Express Mail  
☐ Registered ☐ Return Receipt for Merchandise  
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes ☒ No

• Please print your name, address, and ZIP+4 in this box •

ARIZONA CORPORATION COMMISSION  
2000 W. Washington - Hrg. Div./Docket  
Phoenix, Arizona 85007-2996

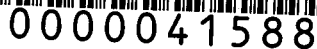
RECEIVED

2001 JUL -9 A 11:00

AZ CORP COMMISSION  
DOCUMENT CONTROL

First-Class Mail  
Postage & Fees Paid  
USPS  
Permit No. G-10

UNITED STATES POSTAL SERVICE



- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

Swayze E. McCrine  
ICR Williamson Valley Road  
7765 Williamson Valley Road  
Prescott, Arizona 86305

A. Received by (Please Print Clearly)	B. Date of Delivery
<i>DMG</i>	<i>JUL 02 2001</i>
C. Signature	<input type="checkbox"/> Agent <input type="checkbox"/> Addressee
<i>DMG</i>	<input type="checkbox"/> Yes <input type="checkbox"/> No
D. Is delivery different from item 1? If YES, enter delivery address below:	

3. Service Type  
☒ Certified Mail    ☐ Express Mail  
☐ Registered    ☐ Return Receipt for Merchandise  
☐ Insured Mail    ☐ C.O.D.

4. Restricted Delivery? (Extra Fee)    ☐ Yes

2. Article Number (Copy from service label)  
 || || || || || 170992960001824899801 ||  
 Domestic Return Receipt  
 PS Form 3811, July 1999  
 102595-00-N-0952

102595-00-M-0952

# Domestic Return Receipt

AZ CORRUPTION COMMISSION  
DOCUMENT CONTROL CORPORATION COMMISSION  
2006 W. Washington - Htg. Div./Docket  
Phoenix, Arizona 85007-2996

2001 JUL -3 A 11:05

• Send **RECEIVED** name, address, and ZIP+4 in this box

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Postage & Fees Paid  
USPS  
Permit No. G-10

UNITED STATES POSTAL SERVICE



0000041589

## COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) B. Date of Delivery

C. Signature

☐ Agent☐ Addressee☐ Yes☐ No

Is delivery address different from item 1? If YES, enter delivery address below

102882A010450

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

2. Article Number (Copy from service label)

566988281009956606

PS Form 3811, July 1999

Domestic Return Receipt

102595-00-M-0952

## SENDER: COMPLETE THIS SECTION

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1. Article Addressed to:

Arizona Reporting Service, Inc.  
2627 N. Third Street  
Suite Three  
Phoenix, Arizona 85004-1104

UNITED STATES POSTAL SERVICE



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Postage & Fees Paid  
USPS  
Permit No. G-10

• Sender: **RECEIVED** name, address, and ZIP+4 in this box •

2001 JUN 29 P 12:54

AZAR 2001 COMMISSION COMMISSION  
DOCKETS IN WASHINGTON  
Phoenix, Arizona 85007-2996



**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Thomas J. Campbell  
Michael Hoffman  
Lewis & Roca  
40 N. Central Avenue  
Phoenix, Arizona 85004-4429

**COMPLETE THIS SECTION ON DELIVERY**

A. Received by (Please Print Clearly) B. Date of Delivery

CHARLES FORTS JUN 29 1999

C. Signature

X C. F. FORTS

☐ Agent  
☐ Addressee

D. Is delivery address different from item 1? ☐ Yes  
if YES, enter delivery address below: ☐ No

00088244A01045D

3. Service Type

☒ Certified Mail ☐ Express Mail  
☐ Registered ☐ Return Receipt for Merchandise  
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number (Copy from service label)

99934000018 2489 9788

PS Form 3811, July 1999

Domestic Return Receipt

102595-00-M-0952

• Sender: Please print name, address, and ZIP+4 in this box •

**RECEIVED**

JUN 29 12 54 2001

AZ COMMUNICATIONS CORPORATION  
WASHINGTON - Hrg. Div./Docket  
Phoenix, Arizona 85007-2996

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Postage & Fees Paid  
USPS  
Permit No. G-10



UNITED STATES POSTAL SERVICE

00000041590

